

UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF FLORIDA  
Miami Division

**Case Number: 02-61161-CIV-MORENO**

JEFFREY J. THOMPkins,

Plaintiff,

vs.

LIL' JOE RECORDS, INC., LIL' JOE WEIN  
MUSIC, INC., JOSEPH WEINBERGER, and  
JOHN DOE INDIVIDUALS and  
CORPORATIONS 1-5,

Defendants.

**ORDER ADOPTING MAGISTRATE'S REPORT AND RECOMMENDATION  
AND DENYING DEFENDANTS' MOTION FOR ATTORNEY'S FEES AND  
DEFENDANTS' MOTION FOR APPELLATE FEES**

THE MATTER was referred to the Honorable Andrea M. Simonton, United States Magistrate Judge for a Report and Recommendation on Defendants' Corrected Petition for Attorney's Fees and Costs (**D.E. No. 252**), filed on **January 20, 2005** and Defendants' Motion for Appellate Fees (**D.E. No. 296**) filed on **June 19, 2007**. The Magistrate Judge filed a Report and Recommendation (**D.E. No. 326**) on **March 4, 2008**. The Court has reviewed the entire file and record. The Court has made a *de novo* review of the issues that the objections to the Magistrate Judge's Report and Recommendation present, and being otherwise fully advised in the premises, it is

**ADJUDGED** that United States Magistrate Judge Andrea M. Simonton's Report and Recommendation (**D.E. No. 326**) on **March 4, 2008** is **AFFIRMED** and **ADOPTED**. Accordingly, it is

**ADJUDGED** that:

- (1) Defendants' Corrected Petition for Attorney's Fees and Costs is DENIED and
- (2) Defendants' Motion for Appellate Fees is DENIED.

DONE AND ORDERED in Chambers at Miami, Florida, this 31st day of March, 2008.



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FEDERICO A. MORENO  
UNITED STATES DISTRICT JUDGE

Copies provided to:

United States Magistrate Judge Andrea M. Simonton

Counsel of Record